

1 BOIES SCHILLER FLEXNER LLP
2 RICHARD J. POCKER, ESQ.
3 Nevada Bar No. 3568
4 300 South Fourth Street, Suite 800
5 Las Vegas, Nevada 89101
6 Telephone (702) 382-7300
7 E-mail: rpocker@bsflp.com

8 Attorneys for Defendant
9 GLEN EDWARD GARNER

10 UNITED STATES DISTRICT COURT
11 FOR THE DISTRICT OF NEVADA

12 UNITED STATES OF AMERICA,)
13)
14 Plaintiff,) Case No.: 2:18-cr-00317-JAD-VCF
15)
16 v.)
17)
18 GLEN EDWARD GARNER,)
19)
20 Defendant.)
21)

22 **STIPULATION AND ORDER TO CONTINUE HEARING ON MOTION FOR**
23 **DISCLOSURE OF INFORMATION REGARDING CONFIDENTIAL INFORMANT**
24 **(First Request)**

25 IT IS HEREBY STIPULATED AND AGREED, by and between Defendant GLEN
26 EDWARD GARNER, by and through his attorney (Richard J. Pocker, Esq. of the law firm of
27 Boies Schiller Flexner LLP), and the Plaintiff UNITED STATES OF AMERICA (hereinafter
28 "the Government") by and through its attorney (Assistant United States attorney Kevin Schiff)
that the hearing scheduled for June 28, 2019 with respect to Defendant GARNER's Motion for
Disclosure of Information Regarding Confidential Informant be continued to and including a
date between July 9 and 12, 2019.

This Stipulation is entered into for the following reasons:

1 1. The present case is currently set for trial on July 16, 2019. On May 15, 2019,
2 Defendant GARNER filed his Motion for Disclosure of Information Regarding Confidential
3 Informant (ECR No. 39). The Government filed a Response on May 29, 2019, to which
4 Defendant GARNER replied on June 5, 2019 (ECR Nos. 40 and 41). On June 12, 2019, the
5 Court entered its Order scheduling a hearing with respect to this Motion for June 28, 2019 at
6 10:00 a.m. (ECR No. 42).

7 2. Counsel for Defendant GARNER is currently scheduled to be outside of the
8 District of Nevada on June 28, 2019, attending the Annual Meeting of the State Bar of Nevada
9 in Vail, Colorado in his capacity as President of the State Bar of Nevada. Consequently, the
10 parties hereby agree and stipulate that the above-reverenced Motion hearing currently set for
11 June 28, 2019 be vacated and rescheduled to a date between July 9 and 12, 2019, or whatever
12 later alternative date the Court determines.

13 3. Defendant GARNER is presently free on pretrial release, and the approval of
14 this Stipulation will not negatively impact his trial preparation. In fact, resolution of his
15 Motion is essential for his preparation for trial. Counsel for Defendant GARNER is also
16 considering seeking a continuance of the July 16, 2019 trial date to insure that whatever
17 information the Court orders the Government to provide can be adequately utilized in the
18 preparation for trial.

19 4. This is the first request to continue the date of the hearing on Defendant
20 GARNER's Motion.

21 Dated this 13th day of June, 2019.

22 BOIES SCHILLER FLEXNER LLP

NICHOLAS A. TRUTANICH
United States Attorney

23
24 By: /s/ Richard J. Pocker
25 RICHARD J. POCKER, ESQ.
26 Nevada Bar No. 3568
27 300 S. Fourth St., Suite 800
28 Las Vegas, Nevada 89101
 Counsel for Glen Edward Garner

/s/ Kevin Schiff
Kevin D. Schiff
Assistant United States Attorney

1 **ORDER**

2 Based upon the pending Stipulation of counsel, and good cause appearing,

3 IT IS HEREBY ORDERED THAT the June 28, 2019 hearing on Defendant
4 GARNER's Motion for Disclosure of Information Regarding Confidential Informant is
5 vacated, and continued to July 12, 2019 at 11.am.~~p.m.~~

6 Dated this 20th day of June, 2019.

7 

8 UNITED STATES MAGISTRATE JUDGE